

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 RUDOLPH LANGE, )

11 Plaintiff, )

12 v. )

13 JOHN DEROUSSE, )

CASE NO. C08-1444-JCC

ORDER

14 This matter comes before the Court on Plaintiff's Motion for Reconsideration (Dkt. No. 17).  
15 Plaintiff asks the Court to reconsider its previous Order (Dkt. No. 12) that dismissed the Snohomish  
16 Police Department and the Everett Police Department as defendants for failure to allege sufficient  
17 facts to identify a basis for municipal liability under *Monell v. Department of Social Services*, 436 U.S.  
18 658 (1978).

19 The Local Rules provide:

20 Motions for reconsideration are disfavored. The court will ordinarily deny such motions  
21 in the absence of a showing of manifest error in the prior ruling or a showing of new  
22 facts or legal authority which could not have been brought to its attention earlier with  
reasonable diligence.

23 Local Rules W.D. Wash. CR 7(h).

24 Plaintiff's motion for reconsideration shows neither manifest error nor new facts. Instead,  
25 Plaintiff merely asserts that his failure to identify a municipal "policy" or "custom" should be excused

26 ORDER

1 because of his incarceration and limited access to the law library. (*See* Mot. 3 (Dkt. No. 17).) This is  
2 not a basis to reconsider a previous order. *See* Local Rules W.D. Wash. CR 7(h). Plaintiff may seek to  
3 cure the deficiencies in his second amended complaint through amendment, not by a motion for  
4 reconsideration. Accordingly, Plaintiff's motion (Dkt. No. 17) is hereby DENIED.

5 SO ORDERED this 12th day of May, 2009.

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
  
John C. Coughenour  
UNITED STATES DISTRICT JUDGE

ORDER